

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 32

RIN 1018-AC80

Refuge-Specific Hunting and Fishing Regulations

AGENCY: Fish and Wildlife Service, Interior.**ACTION:** Proposed rule.

SUMMARY: The Fish and Wildlife Service (Service) proposes to amend certain regulations that pertain to migratory game bird hunting, upland game hunting, big game hunting and sport fishing on individual national wildlife refuges. Refuge hunting and fishing programs are reviewed annually to determine whether the individual refuge regulations governing these programs should be modified, deleted or have additions made to them. Changing environmental conditions, State and Federal regulations, and other factors affecting wildlife populations and habitat may warrant modifications to ensure the continued compatibility of hunting and fishing with the purposes for which the individual refuges were established. Modifications are designed, to the extent practical, to make refuge hunting and fishing programs consistent with State regulations.

DATES: Comments on this proposed rule will be accepted on or before September 15, 1995.

ADDRESSES: Assistant Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, 1849 C Street NW., MS 670 ARLSQ, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Duncan L. Brown, Esq. at the above address; Telephone (703) 358-1744.

SUPPLEMENTARY INFORMATION: 50 CFR part 32 contains provisions governing hunting and fishing on national wildlife refuges. Hunting and fishing are regulated on refuges to (1) ensure compatibility with refuge purposes, (2) properly manage the wildlife resource, (3) protect other refuge values, and (4) ensure refuge user safety. On many refuges, the Service policy of adopting State hunting regulations is adequate in meeting these objectives. On other refuges, it is necessary to supplement State regulations with more restrictive Federal regulations to ensure that the Service meets its management responsibilities, as outlined under the section entitled "Conformance with Statutory and Regulatory Authorities." Refuge-specific hunting and fishing regulations may be issued only after a

wildlife refuge is opened to migratory game bird hunting, upland game hunting, big game hunting or sport fishing through publication in the **Federal Register**. These regulations may list the wildlife species that may be hunted or are subject to sport fishing, seasons, bag limits, methods of hunting or fishing, descriptions of open areas, and other provisions as appropriate. Previously issued refuge-specific regulations for hunting and fishing are contained in 50 CFR part 32. Many of the amendments to these sections are being promulgated to standardize and clarify the existing language of these regulations.

Cross Creeks National Wildlife Refuge in Tennessee was opened to migratory game bird hunting in 1984; however, this hunting was *suspended* for geese for several years. Now, in cooperation with the State of Tennessee, the resident Canada geese hunt is being restored. Text is being added to paragraph A. (*Hunting of Migratory Game Birds*) of that refuge listing to reflect this change. The Service has made a grammatical correction in paragraph C. (*Big Game Hunting*) of Wichita Mountains National Wildlife Refuge in Oklahoma in correcting the "conditions" language from *is* permitted to *are* permitted. The State of Alaska made no revisions to its regulations. The alphabetical listing of North Platte National Wildlife Refuge is added under the State of Nebraska. The refuge has been officially opened to sport fishing under State fishing regulations; however, it was inadvertently dropped from the listing when refuge hunting and fishing regulations were consolidated in 1993. [58 FR 5064, January 19, 1993].

Request for Comments

Department of the Interior policy is, whenever practicable, to afford the public a meaningful opportunity to participate in the rulemaking process. A 30-day comment period is specified in order to facilitate public input prior to the opening of the 1995-1996 hunting season. Accordingly, interested persons may submit written comments concerning this proposed rule to the person listed above under the heading **ADDRESSES**. All substantive comments will be reviewed and considered.

Statutory Authority

The National Wildlife Refuge System Administration Act (NWRSA) of 1966, as amended (16 U.S.C. 668dd), and the Refuge Recreation Act of 1962 (16 U.S.C. 460k) govern the administration and public use of national wildlife refuges. Specifically, Section 4(d)(1)(A) of the NWRSA authorizes the

Secretary of the Interior to permit the use of any area within the Refuge System for any purpose, including but not limited to, hunting, fishing and public recreation, accommodations and access, when he determines that such uses are compatible with the major purpose(s) for which the area was established.

The Refuge Recreation Act authorizes the Secretary to administer areas within the Refuge System for public recreation as an appropriate incidental or secondary use only to the extent that it is practicable and not inconsistent with the primary purpose(s) for which the areas were established. The Refuge Recreation Act also authorizes the Secretary to issue regulations to carry out the purposes of the Act. Hunting and sport fishing plans are developed for each refuge prior to opening it to hunting or fishing. In many cases, refuge-specific hunting and fishing regulations are included in the hunting and sport fishing plans to ensure the compatibility of the hunting and sport fishing programs with the purposes for which the refuge was established. Initial compliance with the NWRSA and Refuge Recreation Act is ensured when hunting and sport fishing plans are developed, and the determinations required by these acts are made prior to the addition of refuges to the lists of areas open to hunting and fishing in 50 CFR part 32. Continued compliance is ensured by annual review of hunting and sport fishing programs and regulations.

Paperwork Reduction Act

The information collection requirements for part 32 are found in 50 CFR part 25 and have been approved by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* and assigned clearance number 1018-0014. The information is being collected to assist the Service in administering these programs in accordance with statutory authorities which require that recreational uses be compatible with the primary purposes for which the areas were established. The information requested in the application form is required to obtain a benefit.

The public reporting burden for the application form is estimated to average six (6) minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing the form. Direct comments on the burden estimate or any other aspect of this form to the Service Information Collection Clearance Officer, U.S. Fish and Wildlife Service, 1849 C Street NW., MS 224 ARLSQ, Washington, D.C. 20240; and the Office

of Management and Budget, Paperwork Reduction Project (1018-0014), Washington, D.C. 20530.

Economic Effect

This rulemaking was not subject to the Office of Management and Budget review under Executive Order 12866. In addition, a review under the Regulatory Flexibility Act of 1980 (5 U.S.C. 601 et seq.) has been done to determine whether the proposed rulemaking would have a significant effect on a substantial number of small entities, which include businesses, organizations or governmental jurisdictions. This proposed rule would have minimal effect on such entities.

Federalism

This proposed rule will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposed rule does not have sufficient Federalism implications to warrant the preparation of a Federalism Assessment.

Environmental Considerations

Compliance with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4332(C)) is ensured when hunting and sport fishing plans are developed, and the determinations required by this act are made prior to the addition of refuges to the lists of areas open to hunting and fishing in 50 CFR part 32. The changes in hunting and fishing herein proposed have been reviewed with regard to Section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) and have been found to either have no effect on or are not likely to adversely affected listed species or critical habitat. The amendment of refuge-specific hunting and fishing regulations are subject to a categorical exclusion from the NEPA process if they do not significantly alter the existing use of a particular national wildlife refuge. The Service exclusion found at 516 DM 6, App. 1, 1.4B(5) is employed here as these amendments are considered "[m]inor changes in the amounts or types of public use on FWS or State-managed lands, in accordance with regulations, management plans, and procedures." These refuge-specific hunting and fishing revisions to existing regulations simply qualify or otherwise define an existing hunting or fishing activity for purposes of resource management. Information regarding hunting and fishing permits and the

conditions that apply to individual refuge hunts, sport fishing activities and maps of the respective areas are retained at refuge headquarters and can be obtained from the regional offices of the U.S. Fish and Wildlife Service at the addresses listed below:

Region 1—

California, Hawaii, Idaho, Nevada, Oregon, and Washington.

Assistant Regional Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, Eastside Federal Complex, Suite 1692, 911 N.E. 11th Avenue, Portland, Oregon 97232-4181; Telephone (503) 231-6214.

Region 2—

Arizona, New Mexico, Oklahoma and Texas.

Assistant Regional Director—Refuges and Wildlife U.S. Fish and Wildlife Service, Box 1306, Albuquerque, New Mexico 87103; Telephone (505) 766-1829.

Region 3—

Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Ohio and Wisconsin.

Assistant Regional Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111; Telephone (612) 725-3507.

Region 4—

Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, Tennessee, South Carolina, Puerto Rico and the Virgin Islands.

Assistant Regional Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, 1875 Century Boulevard, Room 324, Atlanta, Georgia 30345; Telephone (404) 679-7152.

Region 5—

Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia and West Virginia.

Assistant Regional Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, 300 Westgate Center Drive, Hadley, Massachusetts 01035; Telephone (413) 253-8550.

Region 6—

Colorado, Kansas, Montana, Nebraska, North Dakota, South Dakota, Utah and Wyoming.

Assistant Regional Director—Refuges and Wildlife, U.S. Fish and Wildlife Service, Box 25486, Denver Federal Center, Denver, Colorado 80225; Telephone (303) 236-8145.

Region 7—

Alaska.

Assistant Regional Director—Refuges

and Wildlife, U.S. Fish and Wildlife Service, 1011 E. Tudor Rd., Anchorage, Alaska 99503; Telephone (907) 786-3545.

Duncan L. Brown, Esq., Division of Refuges, U.S. Fish and Wildlife Service, Washington, DC 20240, is the primary author of this rulemaking document.

List of Subjects in 50 CFR Part 32

Hunting, Fishing, Reporting and recordkeeping requirements, Wildlife, Wildlife refuges.

Accordingly, Part 32 of Chapter I of Title 50 of the *Code of Federal Regulations* is proposed to be amended as follows:

PART 32—[AMENDED]

1. The authority citation for Part 32 continues to read as follows:

Authority: 5 U.S.C. 301; 16 U.S.C. 460k, 664, 668dd, and 715i.

§ 32.7 [Amended].

2. Section 32.7 is amended by adding the alphabetical listing of "North Platte National Wildlife Refuge" under the State of Nebraska.

3. Section 32.22 *Arizona* is amended by revising paragraph A. of Bill Williams River National Wildlife Refuge; and by adding paragraphs A.8. through A.13. inclusive, revising paragraph B.4. and adding paragraphs B.5. and B.6. to Cibola National Wildlife Refuge to read as follows:

§ 32.22 *Arizona*.

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Bill Williams River National Wildlife Refuge

A. Hunting of Migratory Game Birds. Hunting of mourning and white-winged doves is permitted on designated areas of the refuge subject to the following condition: Legal weapon is shotgun only.

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Cibola National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

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8. Hunting is not permitted within 50 yards of any road or levee.

9. Decoys are required for waterfowl hunting and must be removed from the refuge daily.

10. Waterfowl hunters are limited to 10 shells per day in Farm Unit 2.

11. During the Arizona waterfowl season, Farm Unit 2 is closed to dove hunting until noon each day.

12. In Farm Unit 2, waterfowl hunters must remain within 50 feet of designated station while hunting except when actively retrieving downed birds.

13. During the goose season the Hart Mine Marsh Area is closed to hunting until 10 a.m. daily.

B. Upland Game Hunting. * * *

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4. Hunting of cottontail rabbit is permitted from September 1 through the last day of the respective State's quail season.

5. During the Arizona waterfowl season, hunting of quail and rabbit is not permitted in Farm Unit 2 until noon.

6. Hunting is not permitted within 50 yards of any road or levee.

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4. Section 32.23 *Arkansas* is amended by revising paragraphs B. and C. of Felsenthal National Wildlife Refuge; by revising paragraphs B. and C. of Overflow National Wildlife Refuge; and by revising paragraphs D.1. and D.4. of White River National Wildlife Refuge to read as follows:

§ 32.23 Arkansas.

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Felsenthal National Wildlife Refuge

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B. Upland Game Hunting. Hunting of quail, squirrel, rabbit, raccoon, opossum, beaver, nutria, and coyote is permitted on designated areas of the refuge subject to the following condition: Permits are required.

C. Big Game Hunting. Hunting of white-tailed deer, turkey and feral hogs is permitted on designated areas of the refuge subject to the following condition: Permits are required.

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Overflow National Wildlife Refuge

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B. Upland Game Hunting. Hunting of quail, squirrel, rabbit, raccoon, opossum, beaver, nutria, and coyote is permitted on designated areas of the refuge subject to the following condition: Permits are required.

C. Big Game Hunting. Hunting of white-tailed deer, turkey, and feral hogs is permitted on designated areas of the refuge subject to the following condition: Permits are required.

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White River National Wildlife Refuge

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D. Sport Fishing. * * *

1. Fishing is permitted from March 1 through November 30 except as posted and as follows: fishing is permitted year-round in LaGrueu, Essex, Prairie, and Brooks Bayous, Big Island Chute, Moon Lake and Belknap Lake next to Arkansas Highway 1, Indian Bay, the Arkansas Post Canal and adjacent drainage ditches, those borrow ditches located adjacent to the West bank of that portion of the White River Levee north of the Arkansas Power and Light Company power line right-of-way, and all refuge owned waters located North of Arkansas Highway 1.

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4. Frogging is permitted on all refuge owned waters open for sport fishing as follows: South of Arkansas Highway 1, frogging is permitted from the beginning of the State season through November 30; North

of Arkansas Highway 1, frogging is permitted for the entire State season. The use of bow and arrow for taking bullfrogs is prohibited.

5. Section 32.24 *California* is amended by revising paragraphs A.1., A.2., and A.3. of Delevan National Wildlife Refuge; by adding new paragraph A.5. to Kesterson National Wildlife Refuge; by revising paragraphs A.1. and A.2. of Modoc National Wildlife Refuge; by revising paragraphs A.1., A.2., and B.1. of Sacramento National Wildlife Refuge; and by adding new paragraph A.5. and revising paragraph B. of San Luis National Wildlife Refuge to read as follows:

§ 32.24 California.

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Delevan National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. Firearms must be unloaded while being transported between parking areas and spaced blind areas.

2. Snipe hunting is not permitted in the spaced blind area.

3. Hunters assigned to the spaced blind area are restricted to within 100 feet of their assigned hunt site except for retrieving downed birds, placing decoys, or traveling to and from the area.

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Kesterson National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

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5. Access to Salt Slough is via boats only. Boats may only be launched at the Highway 140 (Fremont Ford State Recreational Area) and Highway 165 access points. The use of air-thrust and/or inboard water thrust boats is not permitted. The speed limit of 5 mph is in effect.

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Modoc National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. A permit issued by the refuge to hunters with advance reservations only is required for the first weekend.

2. After the first weekend of the open season, hunting is permitted only on Tuesdays, Thursdays and Saturdays. Hunters must check in and out of the refuge by use of self-service permits.

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Sacramento National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. Firearms must be unloaded while being transported between parking areas and spaced blind areas.

2. Snipe hunting is not permitted in the spaced blind area.

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B. Upland Game Hunting. * * *

1. A special one-day only pheasant hunt is permitted in the spaced blind area on the first Monday after the opening of the State pheasant hunting season.

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San Luis National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

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5. Vehicles may stop only at designated parking areas; the dropping of passengers or equipment, or stopping between designated parking areas is prohibited.

B. Upland Game Hunting. Hunting of pheasants is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters shall possess and use, while in the field, only non-toxic shotshells.

2. Hunters may not possess more than 25 shotshells while in the field.

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6. Section 32.25 *Colorado* is amended by revising paragraphs A. and B. of Arapaho National Wildlife Refuge to read as follows:

§ 32.25 Colorado.

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Arapaho National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of migratory game birds is allowed on designated areas of the refuge pursuant to State law.

B. Upland Game Hunting. Upland game hunting is allowed on designated areas of the refuge pursuant to State law and subject, also, to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

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7. Section 32.27 *Delaware* is amended by adding new paragraph B.4., revising introductory language of paragraph C., and adding new paragraph C.4. to Bombay Hook National Wildlife Refuge; and by adding new paragraph B.4. to Prime Hook National Wildlife Refuge to read as follows:

§ 32.27 Delaware.

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Bombay Hook National Wildlife Refuge

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B. Upland Game Hunting. * * *

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4. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

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C. Big Game Hunting. Hunting of deer and turkey is permitted on designated areas of the refuge subject to the following conditions:

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4. A valid State permit is required for turkey hunting.

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Prime Hook National Wildlife Refuge

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B. Upland Game Hunting. * * *

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4. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

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8. Section 32.31 *Idaho* is amended by revising paragraph D. of Kootenai

National Wildlife Refuge to read as follows:

§ 32.31 Idaho.

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Kootenai National Wildlife Refuge

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D. Sport Fishing. Fishing is permitted only on Myrtle Creek subject to the following condition: Only bank fishing is permitted. Fishing from boats, float tubes, or other personal flotation devices is prohibited.

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9. Section 32.32 *Illinois* is amended by revising paragraph D.1. and adding new paragraph D.5. to Chautauqua National Wildlife Refuge; by adding new paragraphs A.3., A.4. and B.3. to Crab Orchard National Wildlife Refuge; by adding new paragraph B.3., and revising paragraph C. of Cypress Creek National Wildlife Refuge; by adding new paragraph B.3. to Mark Twain National Wildlife Refuge; and by adding new paragraph B.4. to Upper Mississippi River National Wildlife Refuge to read as follows:

§ 32.32 Illinois.

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Chautauqua National Wildlife Refuge

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D. Sport Fishing. * * *

1. Sport fishing is allowed on Lake Chautauqua from February 15 through October 15. Sport fishing is not allowed in the Waterfowl Hunting Area during waterfowl hunting season.

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5. Weis Lake on the Cameron Unit is closed to all public entry from October 16 through February 14.

Crab Orchard National Wildlife Refuge

A. Hunting of Migratory Game Birds.

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3. Waterfowl hunters may not possess more than 20 shells during the combined duck and goose seasons. Goose hunters may not possess more than 10 shells during the goose season.

4. Hunting in the Cambria Neck dove field is closed on Tuesdays and Thursdays. All Cambria Neck dove hunters are required to sign in and out and report their harvest.

B. Upland Game Hunting. * * *

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3. Only non-toxic shot may be used or possessed while hunting all permitted birds, except wild turkeys. The possession and use of lead shot is still permitted for wild turkey hunting.

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Cypress Creek National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. Only non-toxic shot may be used or possessed while hunting bobwhite quail.

C. Big Game Hunting. Hunting of white-tailed deer is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters must check in and out of the refuge each day of hunting.

2. Hunting blinds may not be left over night on the refuge.

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Mark Twain National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. Only non-toxic shot may be used or possessed while hunting all permitted birds, except wild turkeys. The possession and use of lead shot is still permitted for wild turkey hunting.

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Upper Mississippi River National Wildlife and Fish Refuge

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B. Upland Game Hunting. * * *

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4. Only non-toxic shot may be used or possessed while hunting squirrels, and all permitted birds, except wild turkeys. The possession and use of lead shot is still permitted for wild turkey hunting.

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10. Section 32.33 *Indiana* is amended by adding new paragraph B.4. to Muscatatuck National Wildlife Refuge to read as follows:

§ 32.33 Indiana.

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Muscatatuck National Wildlife Refuge

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B. Upland Game Hunting. * * *

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4. Only non-toxic shot may be used or possessed while hunting for bobwhite quail.

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11. Section 32.34 *Iowa* is amended by revising paragraph B. of Union Slough National Wildlife Refuge; and by adding new paragraph B.3. to Walnut Creek National Wildlife Refuge to read as follows:

§ 32.34 Iowa.

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Union Slough National Wildlife Refuge

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B. Upland Game Hunting. Hunting of upland game is permitted in designated areas of the refuge subject to the following condition: Only non-toxic shot may be used or possessed while hunting all permitted birds, except wild turkeys. The possession

and use of lead shot is still permitted for wild turkey hunting.

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Walnut Creek National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. All hunters must wear one or more of the following articles of visible, external, solid blaze orange clothing: a vest, coat, jacket, sweatshirt, sweater, shirt or coveralls.

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12. Section 32.35 *Kansas* is amended by revising paragraphs B. and C. of Flint Hills National Wildlife Refuge; and by revising paragraphs A. and B. of Quivira National Wildlife Refuge to read as follows:

§ 32.35 Kansas.

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Flint Hills National Wildlife Refuge

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B. Upland Game Hunting. Hunting of upland game is permitted on designated areas of the refuge subject to the following conditions:

1. Dogs may not be used for hunting furbearing animals or non-game animals.

2. Hunters shall possess and use, while in the field, only non-toxic shot or rimfire firearms.

C. Big Game Hunting. Hunting of big game is permitted on designated areas of the refuge subject to the following conditions:

1. Only shotguns, muzzleloading firearms, or bow and arrow are permitted except during controlled hunts.

2. Hunters shall possess and use, while in the field, only non-toxic shot while shotgun hunting for turkey.

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Quivira National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of geese, ducks, coots, rails (Virginia and Sora only), mourning doves, and common snipe is permitted on designated areas of the refuge subject to the following condition: Non-toxic shot is required when hunting any game on the refuge. The possession of lead shot in the field is prohibited.

B. Upland Game Hunting. Hunting of pheasant, bobwhite quail, squirrel, and rabbit is permitted on designated areas of the refuge subject to the following conditions:

1. The refuge is closed to all hunting from March 1 through August 31.

2. Squirrels and rabbits may only be hunted during the portion of the Kansas seasons that fall outside the March 1 through August 31 closed period.

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13. Section 32.36 *Kentucky* is amended by revising paragraph D.1. of Reelfoot National Wildlife Refuge to read as follows:

§ 32.36 Kentucky.

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Reelfoot National Wildlife Refuge

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D. Sport Fishing. * * *

1. Fishing is permitted on the Long Point Unit (north of Upper Blue Basin) from March 15 through November 15 and on the Grassy Island Unit (south of the Upper Blue Basin) from February 1 through November 15.

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14. Section 32.37 *Louisiana* is amended by revising paragraphs B., D.1., D.4. and removing paragraph D.5. of Catahoula National Wildlife Refuge to read as follows:

§ 32.37 Louisiana.

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Catahoula National Wildlife Refuge

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B. Upland Game Hunting. Hunting of raccoon, squirrel, rabbit, and feral hogs is permitted on designated areas of the refuge subject to the following condition: Permits are required.

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D. Sport Fishing. * * *

1. Fishing is permitted from one hour before sunrise until one-half hour after sunset. Only pole and line or rod and reel fishing is permitted. Snagging is prohibited.

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4. All other refuge waters, including Duck Lake, Muddy Bayou, ditches, all outlet waters, and all flooded woodlands are open to fishing and boating from March 1 through October 31.

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15. Section 32.38 *Maine* is amended by revising paragraph B.2. of Rachel Carson National Wildlife Refuge; and by revising paragraphs A. and B. of Sunkhaze Meadows National Wildlife Refuge to read as follows:

§ 32.38 Maine.

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Rachel Carson National Wildlife Refuge

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B. Upland Game Hunting. * * *

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2. Hunters will possess and use, while in the field, only non-toxic shot.

Sunkhaze Meadows National Wildlife Refuge

A. Hunting of Migratory Game Birds. Hunting of migratory game birds is permitted on designated areas of the refuge pursuant to State law.

B. Upland Game Hunting. Hunting of upland game is permitted on designated areas of the refuge subject to the following condition: Shotgun hunters will and possess and use, while in the field, only non-toxic shot.

16. Section 32.39 *Maryland* is amended by adding new paragraph B.6. to Patuxent Wildlife Research Center to read as follows:

§ 32.39 Maryland.

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Patuxent Wildlife Research Center

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B. Upland Game Hunting. * * *

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6. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

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17. Section 32.40 *Massachusetts* is amended by adding new paragraph B.3. to Oxbow National Wildlife Refuge to read as follows:

§ 32.40 Massachusetts.

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Oxbow National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. Hunters will possess and use, while in the field, only non-toxic shot.

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18. Section 32.42 *Minnesota* is amended by adding new paragraph B.1. to Big Stone National Wildlife Refuge; by adding new paragraph B.3. to Minnesota Valley National Wildlife Refuge; by revising paragraphs A., B., C., and D. of Morris Wetland Management District; by adding new paragraph B.1. and revising paragraph C.4. of Rice Lake National Wildlife Refuge; by adding new paragraph B.1. to Sherburne National Wildlife Refuge; and by revising introductory language of paragraph A. and revising paragraph B. of Tamarac National Wildlife Refuge to read as follows:

§ 32.42 Minnesota.

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Big Stone National Wildlife Refuge

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B. Upland Game Hunting. * * *

1. Only non-toxic shot may be used or possessed while hunting for partridge or ring-necked pheasant.

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Minnesota Valley National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. Only non-toxic shot may be used or possessed while hunting for ring-necked pheasant.

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Morris Wetland Management District

A. Hunting of Migratory Game Birds. Hunting of migratory game birds is permitted throughout the district.

B. Upland Game Hunting. Upland game hunting is permitted throughout the district.

C. Big Game Hunting. Big game hunting is permitted throughout the district.

D. Sport Fishing. Sport fishing is permitted throughout the district.

Rice Lake National Wildlife Refuge

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B. Upland Game Hunting. * * *

1. Only non-toxic shot may be used or possessed while hunting for sharp-tailed grouse, ruffed grouse, or spruce grouse.

C. Big Game Hunting. * * *

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4. Hunting of deer on the Rice Lake Unit is by firearm and archery; hunting on the Sandstone Unit is by archery only.

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Sherburne National Wildlife Refuge

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B. Upland Game Hunting. * * *

1. Only non-toxic shot may be used or possessed while hunting for ruffed grouse or ring-necked pheasant.

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Tamarac National Wildlife Refuge

A. Hunting of Migratory Game Birds. Hunting of geese, ducks, coots, woodcock and snipe is permitted on designated areas of the refuge subject to the following conditions:

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B. Upland Game Hunting. Hunting of ruffed grouse, gray and fox squirrel, cottontail rabbit, jackrabbit, snowshoe hare, red fox, raccoon, and striped skunk is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting by tribal members is in accordance with White Earth Indian Reservation regulations on those parts of the Reservation that are part of the refuge.

2. Red fox, raccoon, and striped skunk may be hunted only from one-half hour before sunrise until sunset during open seasons for other small game species. Dogs may not be used for fox or raccoon hunting.

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19. Section 32.45 *Montana* is amended by revising paragraph B. of Black Coulee National Wildlife Refuge; by adding paragraph B.3. to Bowdoin National Wildlife Refuge; by revising paragraph B. of Lake Mason National Wildlife Refuge; by revising paragraphs A., C., and D. of Lee Metcalf National Wildlife Refuge; and by revising paragraph B. of Warhorse National Wildlife Refuge to read as follows:

§ 32.45 Montana.

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Black Coulee National Wildlife Refuge

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B. Upland Game Hunting. Hunting of upland game is permitted on designated areas of the refuge subject to the following

condition: Hunters shall possess and use, while in the field, only nontoxic shot.

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Bowdoin National Wildlife Refuge

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B. Upland Game Hunting. * * *

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3. Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Lake Mason National Wildlife Refuge

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B. Upland Game Hunting. Hunting of upland game is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Lee Metcalf National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of geese, ducks and coots is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters may not use or possess more than 15 shells per day.

2. Shooting is permitted only from or within 10 feet of designated blinds.

3. Maximum of 5 hunters per blind.

4. Hunters are required to record hunt information at Hunter Access Points.

* * * * *

C. Big Game Hunting. Hunting of white-tailed deer and mule deer is permitted on designated areas of the refuge subject to the following conditions:

1. Only archery hunting is permitted.

2. Hunters are required to enter and exit and record hunt information at Hunter Access Points.

3. Deer stands left on the refuge must be identified with a name and address and be accessible to other hunters.

4. Deer may not be retrieved from closed areas without prior consent from refuge staff.

D. Sport Fishing. Fishing is permitted on designated areas of the refuge. All fishing is pursuant to State law.

* * * * *

Warhorse National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of upland game birds is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

20. Section 32.46 *Nebraska* is amended by revising paragraph D. of North Platte National Wildlife Refuge to read as follows:

§ 32.46 Nebraska.

* * * * *

North Platte National Wildlife Refuge

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D. Sport Fishing. Sport fishing is allowed on designated areas of the refuge pursuant to State law.

* * * * *

21. Section 32.47 *Nevada* is amended by revising paragraphs A. and B. of Ash Meadows National Wildlife Refuge; and by revising paragraph C. of Desert National Wildlife Refuge to read as follows:

§ 32.47 Nevada.

* * * * *

Ash Meadows National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of geese, ducks, coots, moorhens, snipe, and dove is permitted on designated areas of the refuge.

B. Upland Game Hunting. Hunting of quail, cottontail rabbits and jackrabbits is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting of cottontail rabbits and jackrabbits is permitted only during the State quail hunting season.

2. Only shotguns are permitted.

* * * * *

Desert National Wildlife Refuge

* * * * *

C. Big Game Hunting. Hunting of bighorn sheep is permitted on designated areas of the range subject to the following conditions:

1. Bighorn sheep guides are required to obtain a Special Use Permit prior to taking clients onto the range.

2. Natural bighorn sheep mortality (pick-up heads) found on the range are government property and possession or removal of them from the range is not permitted.

* * * * *

22. Section 32.50 *New Mexico* is amended by adding new paragraphs A.5. and A.6., and revising paragraphs B. and C. of Bitter Lake National Wildlife Refuge to read as follows:

§ 32.50 New Mexico.

* * * * *

Bitter Lake National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

* * * * *

5. Hunting in Hunt Area B is permitted on all days within the State authorized season.

6. Hunting in Hunt Area C is permitted from mid-October through the end of January, on Tuesday, Thursday, and Saturday of each week from one-half hour before sunrise to 1 p.m. Dove hunting is prohibited in Hunt Area C.

B. Upland Game Hunting. Hunting of pheasant, quail, cottontail, and jack rabbits is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters shall possess and use, while in the field, only nontoxic shot.

2. Hunting in Hunt Area B is permitted on all days within the State authorized seasons.

3. The hunting of rabbit and quail is prohibited in Hunt Area C.

C. Big Game Hunting. Hunting of mule deer and white-tailed deer is permitted on designated areas of the refuge.

* * * * *

23. Section 32.51 *New York* is amended by adding new paragraph B.4. to Iroquois National Wildlife Refuge to read as follows:

§ 32.51 New York.

* * * * *

Iroquois National Wildlife Refuge

* * * * *

B. Upland Game Hunting. * * *

* * * * *

4. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

* * * * *

24. Section 32.52 *North Carolina* is amended by revising paragraph D.1. of Pee Dee National Wildlife Refuge; and by revising introductory language of paragraph B., revising paragraph C.2., and adding new paragraphs B.7., B.8., C.8. and C.9. to Pocosin Lakes National Wildlife Refuge to read as follows:

§ 32.52 North Carolina.

* * * * *

Pee Dee National Wildlife Refuge

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D. Sport Fishing. * * *

1. Fishing is permitted from March 15 through October 15.

* * * * *

Pocosin Lakes National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of quail, squirrel, raccoon, opossum, rabbit, and fox is permitted on designated areas of the refuge subject to the following conditions:

* * * * *

7. Hunters shall use only shotguns and/or 22 caliber rim-fire rifles for upland game hunts.

8. Hunters shall possess and use, while in the field, only nontoxic shot on designated areas of the refuge.

C. Big Game Hunting. * * *

* * * * *

2. Only shotguns, muzzle-loaders, and bow and arrow are allowed for big game hunts.

* * * * *

8. Archery hunting on the Pungo Unit is permitted during the regular State archery season and from November 1 through 30. State bag limits apply.

9. Shotgun, muzzle loaders, and bow and arrow are permitted on the Pungo Unit subject to the following condition: Permits are required.

* * * * *

25. Section 32.53 *North Dakota* is amended by revising paragraph B. of Arrowwood National Wildlife Refuge; by revising paragraphs B., C.1., C.2., and adding paragraphs C.3. through C.7. inclusive to Audubon National Wildlife

Refuge; by adding paragraph B.3. to J. Clark Salyer National Wildlife Refuge; by revising paragraph B. of Lake Alice National Wildlife Refuge; by revising paragraph C. of Lake Nettie National Wildlife Refuge; by revising paragraphs B., C., and D. of Long Lake National Wildlife Refuge; by adding paragraph B.3. to Lostwood National Wildlife Refuge; by revising paragraph C. of Slade National Wildlife Refuge; and by revising paragraphs B. and C. of Tewaukon National Wildlife Refuge to read as follows:

§ 32.53 North Dakota.

* * * * *

Arrowwood National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of pheasant, sharp-tailed grouse, partridge, rabbit and fox is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting is permitted from December 1st through the end of the regular seasons.
2. Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Audubon National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of ring-necked pheasants, gray partridge and sharp-tailed grouse is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting is permitted from December 1 until the close of the State season.
2. Only non-toxic shot is permitted for upland game hunting.
3. All islands are closed to hunting.
4. Vehicle use is restricted to the tour route road only.

C. Big Game Hunting. * * *

1. Rifle and muzzleloader deer hunting opens according to State regulations.
2. Refuge and State permits are required for the first one and one-half days of the State rifle season.
3. Orange clothing is required for deer hunters as per State regulations.
4. Hunting with bow and arrow is permitted only the day following the close of the State deer firearms season through the close of the State archery season.
5. All islands are closed to hunting.
6. All refuge roads are closed for use by rifle deer hunters except for retrieval of deer.
7. Muzzleloader and archery deer hunters may use the auto tour route for access during the hunt and all roads for retrieval of deer.

* * * * *

J. Clark Salyer National Wildlife Refuge

* * * * *

B. Upland Game Hunting. * * *

* * * * *

3. Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Lake Alice National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of upland game and fox is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Lake Nettie National Wildlife Refuge

* * * * *

C. Big Game Hunting. Hunting of white-tailed deer is permitted on designated areas of the refuge subject to the following conditions:

1. Deer hunting with rifle and muzzleloader is subject to all State regulations and license units.
2. Deer archery hunting is open the day following the close of the rifle deer hunting season through the close of the State archery season.

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Long Lake National Wildlife Refuge

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B. Upland Game Hunting. Hunting of ring-necked pheasant, sharp-tailed grouse and gray partridge is permitted on designated areas of the refuge subject to the following conditions:

1. Only steel shot may be used.
2. Upland gamebird season is from December 1 through the end of the State season.
- C. Big Game Hunting.* Hunting of deer only is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters must enter the refuge on foot only.
2. Archery hunting is not allowed during the firearm deer season.

D. Sport Fishing. Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. bank fishing is restricted to public use areas on Unit 1, Unit 2, and Long Lake Creek.
2. Boat fishing is restricted to Unit 1.
3. Boats are restricted to 25 HP maximum.
4. Boats are restricted to the period from May 1 through September 30.
5. Ice fishing is restricted to Unit 1.
6. Ice houses must be removed by March 1 annually.

* * * * *

Lostwood National Wildlife Refuge

* * * * *

B. Upland Game Hunting. * * *

* * * * *

3. Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Slade National Wildlife Refuge

* * * * *

C. Big Game Hunting. Deer hunting is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters may enter the refuge on foot only.

2. Archery hunting is not allowed during the firearm deer season.

* * * * *

Tewaukon National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of ring-necked pheasant is permitted on designated areas of the refuge.

C. Big Game Hunting. Hunting of white-tailed deer is permitted on designated areas of the refuge.

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26. Section 32.55 *Oklahoma* is amended by revising paragraphs C. and D.4. of Wichita Mountains Wildlife Refuge to read as follows:

§ 32.55 Oklahoma.

* * * * *

Wichita Mountains National Wildlife Refuge

* * * * *

C. Big Game Hunting. Hunting of elk and white-tailed deer is permitted on designated areas of the refuge subject to the following condition: Permits and payment of a fee are required.

D. Sport Fishing. * * *

* * * * *

4. Lake Elmer Thomas is open to fishing. Bass fishing on Lake Elmer Thomas is restricted to catch and release.

27. Section 32.56 *Oregon* is amended by revising paragraphs A.1., A.2., A.5., B., D.1., D.3., and removing paragraphs A.6., A.7., B.5., and D.5. of Cold Springs National Wildlife Refuge; by revising paragraphs A.2. and B.1. of Malheur National Wildlife Refuge; by revising paragraphs A.1., A.2., A.4., A.5., A.6., B., D.1., and D.2., and adding new paragraph D.3., and removing paragraph A.7. of McKay Creek National Wildlife Refuge; and by revising paragraphs A.1., A.4., A.5., revising introductory language of paragraph B., revising paragraphs B.1., B.3., B.4., B.5., D.1. through D.4. inclusive, and removing paragraphs A.6. through A.8. inclusive of Umatilla National Wildlife Refuge to read as follows:

§ 32.56 Oregon.

* * * * *

Cold Springs National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset. Decoys and other personal property may not be left on the refuge overnight.

2. Hunting is permitted only on Tuesdays, Thursdays, Saturdays, Thanksgiving Day, Christmas Day and New Year's Day.

* * * * *

5. Hunters may not possess more than 25 shells while in the field.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on

designated areas of the refuge subject to the following conditions:

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.
2. Hunting is permitted only on Tuesdays, Thursdays, Saturdays, Thanksgiving Day, Christmas Day and New Year's Day.
3. Hunters shall possess and use, while in the field, only non-toxic shot.
4. Hunters may not possess more than 25 shells while in the field.

* * * * *

D. Sport Fishing. * * *

1. Use of non-motorized boats and boats with electric motors is permitted from March 1 through September 30.

* * * * *

3. Fishing is permitted only with hook and line.

* * * * *

Malheur National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

* * * * *

2. Snipe and dove hunters shall possess and use, while in the field, only non-toxic shot.

B. Upland Game Hunting. * * *

1. Hunting of pheasant, quail, partridge, and rabbit is permitted from the third Saturday in November to the end of the State pheasant season in designated zones of the Blitzen Valley east of Highway 205. Hunting is also permitted on Malheur Lake during the waterfowl hunting season.

* * * * *

McKay Creek National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset. Decoys and other personal property may not be left on the refuge overnight.
2. Hunting is permitted only on Tuesdays, Saturdays, Thanksgiving Day, Christmas Day and New Year's Day.

* * * * *

4. Hunters may not possess more than 25 shells while in the field.

5. Permits are required for the opening weekend of the season when it coincides with the season opening for upland game birds.

6. The use of boats is prohibited.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on designated areas of the refuge subject to the following conditions:

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.
2. Hunting is permitted only on Tuesdays, Thursdays, Saturdays, Thanksgiving Day, Christmas Day and New Year's Day.
3. Hunters shall possess and use, while in the field, only non-toxic shot.
4. Hunters may not possess more than 25 shells while in the field.
5. Permits are required for the opening weekend of the season.

* * * * *

D. Sport Fishing. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.

2. Fishing is permitted from March 1 through September 30.

3. Fishing is permitted only with hook and line.

* * * * *

Umatilla National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset except for the Hunter Check Station parking lot at the McCormack Unit which is open each morning two hours prior to State shooting hours for waterfowl. Decoys, boats and other personal property must be removed from the refuge following each day's hunt.

* * * * *

4. Hunters may not possess more than 25 shells while in the field.

5. Permits are required for hunting on the McCormack Unit.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting of upland game birds is not allowed until noon of each hunt day.

* * * * *

3. Hunters shall possess and use, while in the field, only non-toxic shot.

4. Hunters may not possess more than 25 shells while in the field.

5. Permits are required for hunting on the McCormack Unit.

* * * * *

D. Sport Fishing. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.

2. Fishing is permitted on refuge impoundments and ponds from February 1 through September 30. Other refuge waters (Columbia River and its backwaters) are open in accordance with State regulation.

3. Only non-motorized boats and boats with electric motors are permitted on refuge impoundments and ponds.

4. Fishing is permitted only with hook and line.

* * * * *

28. Section 32.57 *Pennsylvania* is amended by adding new paragraph B.4. to Erie National Wildlife Refuge to read as follows:

§ 32.57 Pennsylvania.

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Erie National Wildlife Refuge

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B. Upland Game Hunting. * * *

* * * * *

4. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

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29. Section 32.60 *South Carolina* is amended by revising paragraph A. of Santee National Wildlife Refuge to read as follows:

§ 32.60 South Carolina.

* * * * *

Santee National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of mourning doves, ducks, and coots is permitted on designated areas of the refuge subject to the following condition: Permits are required.

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30. Section 32.61 *South Dakota* is amended by revising paragraph B. of Pocasse National Wildlife Refuge to read as follows:

§ 32.61 South Dakota.

* * * * *

Pocasse National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of pheasant is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

31. Section 32.62 *Tennessee* is amended by revising paragraphs A. and D.1. of Cross Creeks National Wildlife Refuge; and by revising introductory language of paragraph D. and revising paragraph D.1. of Lake Isom National Wildlife Refuge to read as follows:

§ 32.62 Tennessee.

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Cross Creeks National Wildlife Refuge

A. Hunting of Migratory Game Birds.

Hunting of resident Canada geese during the Special State September season is permitted on designated areas of the refuge subject to the following condition: Permits are required.

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D. Sport Fishing. * * *

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1. Fishing is permitted on refuge pools and reservoirs from March 15 through October 31 from sunrise to sunset.

* * * * *

Lake Isom National Wildlife Refuge

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D. Sport Fishing. Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. Fishing is permitted from March 15 through October 15 only from sunrise to sunset.

* * * * *

32. Section 32.64 *Utah* is amended by revising paragraph B. of Ouray National Wildlife Refuge to read as follows:

§ 32.64 Utah.

* * * * *

Ouray National Wildlife Refuge

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B. Upland Game Hunting. Hunting of pheasant is permitted on designated areas of the refuge subject to the following condition:

Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

33. Section 32.65 *Vermont* is amended by revising paragraphs B.1., B.2., and adding new paragraphs B.3., B.4., C.3. and C.4. to Missisquoi National Wildlife Refuge to read as follows:

§ 32.65 Vermont.

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Missisquoi National Wildlife Refuge

* * * * *

B. Upland Game Hunting. * * *

1. All hunters must register at Refuge Headquarters prior to hunting on the refuge.
2. The use of rifles is not permitted on that portion of the refuge lying east of the Missisquoi River.

3. Hunting is not permitted from January 1 through August 31.

4. Shotgun hunters will possess and use, while in the field, only non-toxic shot.

C. Big Game Hunting. * * *

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3. All hunters must register at Refuge Headquarters prior to hunting on the refuge.

4. Only portable tree stands are allowed. Unattended tree stands are prohibited.

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34. Section 32.67 *Washington* is amended by revising paragraphs A.2 through A.7. inclusive, removing paragraph A.8., revising introductory language of paragraph B., revising paragraphs B.1. and D., and adding paragraphs B.4., B.5. and B.6. to McNary National Wildlife Refuge; by revising paragraphs A.1., A.2., A.3., B., and adding new paragraph A.4. to Toppenish National Wildlife Refuge; and by revising paragraphs A.3., A.4., A.5., introductory language of paragraph B., B.1., B.3., and D., and removing paragraph A.6. of Umatilla National Wildlife Refuge to read as follows:

§ 32.67 Washington.

* * * * *

McNary National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

* * * * *

2. The refuge is open from 5 a.m. to one and one-half hours after sunset. Decoys and other personal property may not be left on the refuge overnight.

3. Hunting is permitted only Wednesdays, Saturdays, Sundays, Thanksgiving Day, Christmas Day, and New Year's Day.

4. Hunters in the marked hunt site area of the McNary Division must hunt within fifty (50) feet of designated blind sites except when shooting to retrieve crippled birds.

5. Hunters may not possess more than 25 shells while in the field.

6. On the first Saturday in December, only youth aged 10–17 and an accompanying adult aged 18 or over may hunt.

7. The furthest downstream island (Columbia River mile 341–343) in the Hanford Islands Division is closed to hunting.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting of upland game birds is not allowed until noon of each hunt day.

* * * * *

4. Hunters may not possess more than 25 shells while in the field.

5. On the first Saturday in December, only youth aged 10–17 and an accompanying adult aged 18 or over may hunt.

6. The furthest downstream island (Columbia River mile 341–343) in the Hanford Islands Division is closed to hunting.

* * * * *

D. Sport Fishing. Fishing is permitted on designated areas of the McNary Division subject to the following conditions:

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.

2. Fishing is permitted from February 1 through September 30.

3. The use of boats and other floatation devices is not permitted.

4. Fishing is permitted only with hook and line.

* * * * *

Toppenish National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

1. The refuge is open from 5 a.m. to one and one-half hours after sunset. Decoys and other personal property may not be left on the refuge overnight.

2. Hunters may not possess more than 25 shells while in the field.

3. Hunters in the marked hunt site areas must hunt within fifty (50) feet of designated blind sites except when shooting to retrieve crippled birds.

4. On the first Saturday in December, only youth aged 10–17 and an accompanying adult aged 18 or over may hunt.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting of upland game birds is not allowed until noon of each hunt day.

2. Hunters shall possess and use, while in the field, only non-toxic shot.

3. Hunters may not possess more than 25 shells while in the field.

4. On the first Saturday in December, only youth aged 10–17 and an accompanying adult aged 18 or over may hunt.

* * * * *

Umatilla National Wildlife Refuge

A. Hunting of Migratory Game Birds. * * *

* * * * *

3. The refuge is open from 5 a.m. to one and one-half hours after sunset. Decoys, boats, and other personal property may not be left on the refuge overnight.

4. Hunters may not possess more than 25 shells while in the field.

5. Digging or hunting from pit blinds is prohibited.

B. Upland Game Hunting. Hunting of pheasant and quail is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting of upland game birds is not allowed until noon of each hunt day.

* * * * *

3. Hunters may not possess more than 25 shells while in the field.

* * * * *

D. Sport Fishing. Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. The refuge is open from 5 a.m. to one and one-half hours after sunset.

2. Fishing is permitted on refuge impoundments and ponds from February 1 through September 30. Other refuge waters (Columbia River and its backwaters) are open in accordance with State regulations.

3. Fishing is permitted only with hook and line.

* * * * *

35. Section 32.68 *West Virginia* is amended by adding new paragraph B.4. to Ohio River Islands National Wildlife Refuge to read as follows:

§ 32.68 West Virginia.

* * * * *

Ohio River Islands National Wildlife Refuge

* * * * *

B. Upland Game Hunting. * * *

* * * * *

4. Hunters will possess and use, while in the field, only non-toxic shot.

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36. Section 32.70 *Wyoming* is amended by revising paragraph B. of Pathfinder National Wildlife Refuge; and by revising paragraph B. of Seeksadee National Wildlife Refuge to read as follows:

§ 32.70 Wyoming.

* * * * *

Pathfinder National Wildlife Refuge

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B. Upland Game Hunting. Hunting of sage grouse and cottontail rabbit is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

Seedsadee National Wildlife Refuge

* * * * *

B. Upland Game Hunting. Hunting of sage grouse and cottontail rabbit is permitted on designated areas of the refuge subject to the following condition: Hunters shall possess and use, while in the field, only nontoxic shot.

* * * * *

37. Section 32.69 *Wisconsin* is amended by adding new paragraph B.1. to Horicon National Wildlife Refuge; and by adding new paragraph B.4. to

Necedah National Wildlife Refuge to
read as follows:

§ 32.69 Wisconsin.

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Horicon National Wildlife Refuge

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B. Upland Game Hunting. * * *

1. Only non-toxic shot may be used or
possessed while hunting for ring-necked
pheasant or gray partridge.

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Necedah National Wildlife Refuge

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B. Upland Game Hunting. * * *

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4. Only non-toxic shot may be used or
possessed while hunting for ruffed grouse.

* * * * *

Dated: July 31, 1995.

George T. Frampton, Jr.,

*Assistant Secretary for Fish and Wildlife and
Parks.*

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